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Employee Award Board

Notice of Meeting

The Employee Award Board will meet at 1 p.m. Thursday, August 30, in the Division of Personnel Services, Room 951-S, Landon State Office Building, 900 S.W. Jackson, Topeka.

Ben Barrett Chairperson

Doc. No. 009650

State of Kansas State Conservation Commission

Notice to Contractors

Sealed bids for the construction of a 67,710 cubic yard detention dam, Site 22b in Rice County, will be received by the Upper Little Arkansas River Watershed Joint District No. 95 at the district office, P.O. Box 95, 265 Main St., Little River 67457, (316) 897-5595, until 7 p.m. on September 17, at which time they will be opened and read publicly. A copy of the invitation for bids and plans and specifications can be obtained at the office of Booker/Freund Associates, Inc., 111 W. Douglas, Suite 412, Wichita 67202, (316) 263-6121.

Kenneth F. Kern Executive Director

Doc. No. 009659

State of Kansas

Kansas Council on Employment and Training

Notice of Meeting

The Kansas Council on Employment and Training will meet from 9 a.m. to noon Friday, September 14, at the Lenexa Holidome, 12601 W. 95th, Lenexa. The meeting is open to the public.

Ray D. Siehndel Secretary of Human Resources

Doc. No. 009650

State of Kansas State Conservation Commission

Notice to Contractors

Sealed bids for the construction of a 112,600 cubic yard detention dam, Site 63 in Wabaunsee County, will be received by the Mill Creek Joint Watershed District No. 85 at the King and Associates Engineering office, 125 W. 4th, Holton 66436, (913) 364-4312, until 5 p.m. September 27. Bids will be opened at 8 p.m. September 27 at the Soil Conservation Service office, 6th and Missouri, Alma.

A copy of the invitation for bids and the plans and specifications can be obtained from King and Associates Engineering office or the Soil Conservation Service office. Review of plans is only available at the Soil Conservation Service office. A \$25 returnable deposit is required for each set of plans.

Kenneth F. Kern Executive Director

Doc. No. 009654

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Secretary of State
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Register Office: 235-N, State Capitol (913) 296-3489

Board of Education

Notice of Hearing on Proposed Administrative Regulations

The State Board of Education will conduct a public hearing at 1:30 p.m. Tuesday, October 9, in Room 121 of the State Education Building, 120 E. 10th, Topeka, to consider proposed changes in State Board of Education regulations K.A.R. 91-12-48 and 91-12-63, and the revocation of 91-12-70.

The following is a summary of the substance of each proposed regulation and a summary of its anticipated eco-

nomic impact.

1. K.A.R. 91-12-48 concerns procedural due process in state institutions. The regulation is being amended to add the requirement that parental consent be obtained prior to the conduct of any preplacement evaluation. The current regulation does not require parental consent prior to evaluations being conducted at state institutions. This conflicts with federal regulations. There will be no economic impact upon the State Department of Education; however, there may be some minimal costs to state institutions in obtaining parental consent.

2. K.A.R. 91-12-63. This regulation concerns school social work. The ratio of students to social workers is being eliminated. This matter should be governed by the individualized education programs of the handicapped children served. There will be no economic impact upon the State Department of Education. The costs for local education agencies should be reduced because they will not

be required to hire additional social workers.

3. K.A.R. 91-12-70. The current regulation concerns compulsory attendance in special education. This matter is defined by state statute, thus the regulation is duplicitous and unnecessary. There will be no economic impact upon the State Department of Education or upon other governmental agencies, private business or individuals.

A copy of each of the proposed regulations and complete economic impact statements may be obtained by contacting the secretary of the State Board of Education, at the above address, prior to the date of the hearing.

All interested persons will be given a reasonable opportunity at the hearing to present their views or arguments, either orally or in writing, in regard to the proposed regulations. In addition, the period of public notice hereby provided constitutes a public comment period for the purpose of receiving written public comments on the proposed regulations. Such written comments may be submitted to the secretary of the State Board of Education at the address above. The hearing shall be conducted in compliance with the public hearing procedures of the board.

Dr. Lee Droegemueller Commissioner of Education

Doc. No. 009653

State of Kansas

Board of Accountancy

Notice of Meeting and Hearing on Proposed Administrative Regulations

The board meeting and hearing previously scheduled for September 19, notice of which was published in the

August 16 Kansas Register, has been cancelled.

The Board of Accountancy has rescheduled the meeting at 9 a.m. Tuesday, October 9, in Conference Room 108, Landon State Office Building, 900 S.W. Jackson, Topeka. The hearing will begin at 11 a.m. for the purpose of making its annual amendments to K.A.R. 74-5-202 (auditing standards) and 74-5-203 (accounting principles) to reflect the most current AICPA and FASB publication dates referenced therein. Enactment of these amendments is not expected to have any economic or fiscal impact on any individual or entity. This notice constitutes a 30-day public comment period.

Persons interested in agenda items for the board's meeting or in attending the hearing should contact the board

secretary in Suite 556 of the Landon Building.

Glenda Sherman Board Secretary

Doc. No. 009657

State of Kansas

Workers Compensation Maximum Medical Fee Schedule Advisory Panel

Notice of Meeting

The initial meeting of the Workers Compensation Maximum Medical Fee Schedule Advisory Panel will be conducted from 10 a.m. to 3 p.m. Thursday, September 27, in Room 108, Landon State Office Building, 900 S.W.

Jackson, Topeka.

The advisory panel (created by Substitute for House Bill 3069) will discuss the adoption of and set reasonable timetables for the adoption of rules and regulations that establish a schedule for the state or schedules that are limited to defined localities fixing the maximum fees for medical, surgical, hospital, dental, nursing, vocational rehabilitation or any other treatment or services provided or ordered by health care providers and rendered to employees under the Kansas Workers Compensation Act.

Interested persons are encouraged to send suggestions and concerns they feel the advisory panel needs to consider to the Division of Workers Compensation, Robert A. Anderson, Director, 600 Merchants Bank Tower, 800

S.W. Jackson, Topeka 66612-1227.

Ray D. Siehndel Secretary of Human Resources

Board of Adult Care Home Administrators

Notice of Meeting

The Board of Adult Care Home Administrators will meet at 9:30 a.m. Friday, September 14, in Room 108 of the Landon State Office Building, 900 S.W. Jackson. Topeka.

> Cathy Rooney, Director Health Occupations Credentialing

Doc. No. 009660

State of Kansas Social and Rehabilitation Services

Public Notice

Changes in payment methods and standards for setting Medicaid nursing facilities' payment rates for services include the following effective October 1, 1990. Rates established October 1, 1990, will be in effect until September 30, 1991, and exception procedures will not apply to such established rates.

The data used and to be used in establishing the rates, including limitation tables, is available from Adult Services, West Hall, 300 S.W. Oakley, Topeka 66606, in accordance with the open public records procedures of

K.S.A. Chapter 45, Article 2.

The expected estimated total annual aggregate increase in expenditures from the 12 months ending September 30, 1990, to the 12 months ending September 30, 1991, is \$6.4 million. Within that aggregate increase, the estimated annual decrease in expenditures resulting from these individual changes for the 12 months ending September 30, 1991, may be up to \$10 million. The estimated expenditures pursuant to meeting OBRA '87 requirements are not included.

The agency is changing its methods and standards in accordance with House Bills 3085 and 3088, and because exception procedures were not generally appropriately utilized by providers.

Copies of the proposed changes are available in the local and area SRS offices. Comments may be sent and reviewed by the public at the offices of Adult Services.

A public hearing will be conducted at 9 a.m. Tuesday. September 18, in the SRS board room, sixth floor, Docking State Office Building, 915 Harrison, Topeka, to consider the adoption of proposed changes in the payment methodology for nursing facilities.

> Dennis R. Taylor Acting Secretary of Social and Rehabilitation Services

Doc. No. 009670

State of Kansas

Social and Rehabilitation Services

Public Notice

Changes in payment methods and standards for setting intermediate care facilities for the mentally retarded or related conditions for services include the following effective October 1, 1990:

A. The determination of per diem rates shall be made. at least annually, on the basis of the cost information supplied by the provider and retained for cost auditing. The cost information for each provider shall be compared with other providers that are similar in size, scope of service and other relevant factors to determine the allowable per diem cost.

B. Per diem rates shall be limited by absolute caps on cost centers. The cost center limits shall be based on facility size or level of care or both. The cost centers and

limiting factors are as follows:

Direct service is based on facility size and level of care. Direct service consists of the room and board and health care cost centers in the adult care home financial and statistical report. Administration is based on facility size and a corresponding percentage of the direct service limit. Ownership is based on facility size and the ability of clients to evacuate the facility in emergency situations. All ICF's-MR initially certified to participate in the Medicaid/Medikan program prior to October 1, 1990, shall not be held to the ownership limits until after June 30, 1992. Plant operating shall be limited by facility size.

The absolute caps shall be established at least annually based on the analysis of the most recent allowable historical costs of each provider in the data base. The absolute caps shall be approved by the secretary or a

designated official.

C. To establish a per diem rate for each provider by facility size and level of care, a factor for inflation and efficiency incentive may be added to the allowable per diem cost. The per diem rate shall be based on the lower of the actual allowable cost or the absolute cost center limits. After the rate is established for a provider, a detailed listing of the computation of that rate shall be provided to the provider. The effective date of the rate for existing facilities shall be in accordance with subsection (a) of K.A.R. 30-10-215.

The expected total annual aggregate decrease due to these changes is between \$2 million and \$6 million.

The agency is changing its methods and standards in accordance with House Bills 3088 and 3085.

Copies of the proposed changes are available in the county and area SRS offices. Comments may be sent and reviewed by the public at the offices of the Division of Mental Health and Retardation Services, Docking State Office Building, 5th floor, Topeka 66612.

A public hearing will be conducted at 9 a.m. Tuesday, September 18, in the SRS board room, sixth floor, Docking State Office Building, 915 Harrison, Topeka, to consider the adoption of proposed changes in the payment methodology for intermediate care facilities for mentally retarded.

Dennis R. Taylor Acting Secretary of Social and Rehabilitation Services

State Employees Health Care Commission

Notice of Meeting

The Kansas State Employees Health Care Commission will meet at 9 a.m. Wednesday, September 5, in Room 123-S, State Capitol, Topeka.

Shelby Smith Chairman

Doc. No. 009658

State of Kansas Social and Rehabilitation Services Public Notice

Changes in methods and standards for setting Medicaid nursing facilities' payment rates for services under nursing home reform requirements of the Omnibus Budget Reconciliation Act of 1987 include the following effective October 1, 1990:

a. Combine ICF and SNF levels of care into one level

called Nursing Facilities (NF).

b. Provide a per diem add-on for facilities coming into compliance with 24-hour professional nursing. Because of a federally required differential, NF's not in compliance will not receive the per diem add-on.

c. Provide a per diem add-on for medical directors for

NF's without medical directors.

d. Provide a per diem add-on for the estimated addi-

tional cost of nursing assessments.

e. Provide a per diem add-on for nursing facilities over 120 beds that do not have full-time social workers.

The data used and to be used in establishing the rates is available from Adult Services, West Hall, 300 S.W. Oakley, Topeka 66606, in accordance with the open public records procedures of K.S.A. Chapter 45, Article 2.

The expected estimated total annual aggregate increase

in expenditures is \$2,880,000.

The agency is changing its methods and standards to meet the requirements of Title IV, Subtitle C, Part 2, pp. 190-230, of the federal Omnibus Budget Reconciliation Act of 1987.

Copies of the proposed changes are available in the local and area SRS offices. Comments may be sent and reviewed by the public at the offices of Adult Services.

A public hearing will be conducted at 9 a.m. Tuesday, September 18, in the SRS board room, sixth floor, Docking State Office Building, 915 Harrison, Topeka, to consider the adoption of proposed changes in the payment methodology for nursing facilities.

Dennis R. Taylor
Acting Secretary of Social and
Rehabilitation Services

Doc. No. 009668

State of Kansas

Department of Administration Division of Architectural Services

Notice of Commencement of Negotiations for Architectural Services

Notice is hereby given of the commencement of negotiations for architectural services for the renovation of the Lewis Hall Cafeteria at the University of Kansas, Lawrence. Any questions or expressions of interest should be directed to Gerald R. Carter, AIA, Director of Planning and Design, Division of Architectural Services, 625 Polk, Topeka 66603, (913) 233-9367, on or before September 14. An SF 255 form should be submitted with letters of interest.

Edward A. Martin, AIA Director, Division of Architectural Services

Doc. No. 009655

State of Kansas

Department of Health and Environment

Notice of Hearing on Proposed Administrative Regulations

A public hearing will be conducted at 10 a.m. Monday, October 1, in the conference room, fifth floor, Mills Building, 109 S.W. 9th, Topeka, to consider adoption of K.A.R. 28-1-2 and 28-1-22 as permanent rules and regulations of the Department of Health and Environment.

K.A.R. 28-1-2 is being revised to facilitate the expedient control of communicable diseases in Kansas by clarifying and streamlining the disease control process. No economic

impact is expected.

K.A.R. 28-1-22 is a new regulation outlining HIV and AIDS reporting responsibilities, as passed by the 1990 Legislature. The economic impact will be minimal.

Copies of the proposed regulations and a complete economic impact statement may be obtained by contacting Barb Houser, Bureau of Disease Control, Department of Health and Environment, Mills Building, Suite 605, 109

S.W. 9th, Topeka 66612-1271.

The time period between the publication of this notice and the scheduled hearing constitutes a public comment period for the purpose of receiving written public comments on the proposed regulations. All interested parties may submit such comments prior to the hearing by mailing them to the address above. All interested parties also will be given a reasonable opportunity at the hearing to present their views, orally or in writing, concerning the adoption of the proposed regulations. In order to give all persons an opportunity to present their views, it may be necessary to limit oral presentations to five minutes.

Following the hearing, all written and oral comments submitted by interested parties will be considered as the

basis for making changes in these proposals.

Stanley C. Grant Secretary of Health and Environment

Department of Health and Environment

Notice of Hearing on Proposed Administrative Regulations

The Kansas Department of Health and Environment will conduct a public hearing at 1:30 p.m. Wednesday, October 3, in the auditorium of the Topeka-Shawnee County Health Department, 1615 W. 8th, Topeka, to consider the adoption of amended permanent administrative rules and regulations 28-50-1, 28-50-5, 28-50-6, 28-50-7, 28-50-8, 28-50-9, 28-50-10, 28-50-13 and 28-50-14; and the revocation of 28-50-11.

The proposed amendments will clarify requirements that are now in effect and make significant changes to specific regulations pertaining to asbestos abatement activities. These changes include provisions for using warning signs required by the federal government, provisions that worker certification cards will be required to be available at each project work site, and requirements for individuals seeking certification to comply within 60 days with all applicable requirements. Because the U.S. Environmental Protection Agency no longer approves training courses, amendments are being made to address the procedures that will be required when course deficiencies are noted and to enable department staff to audit courses and be reimbursed for travel expenses.

The regulation pertaining to certification is being amended to eliminate provisions that allow examinations to be read to persons who are unable to read. The notification regulation is being amended to clearly indicate the procedures for resubmittal of notifications when they have been determined to be incomplete. The regulation pertaining to asbestos removal is being amended to add requirements for a viewing window, establish minimum size requirements for the required clean room, establish requirements for waste load areas (when provided), establish requirements for the operational instructions pertaining to glove bags be posted at the job site, establish requirements that glove bags not be used on hot pipes without prior authorization, and to add a new subsection requiring that federally mandated employee exposure monitoring data be made available to the department.

Changes are also being proposed to the encapsulation regulations for the installation of viewing windows and size requirements for clean rooms. The asbestos wasterelated regulation is proposed to be amended to require that asbestos waste bags and dismantled items be enclosed in clear plastic and that a label be placed on these containers that identifies their origin.

It is also proposed that the regulation pertaining to asbestos-related maintenance operations be revoked because it pertains to small-type projects that are not subject to other regulatory requirements, and the federal government has amended their asbestos control regulations to cover smaller operations of this nature.

It is anticipated that the economic impact of the proposed amendments to the regulations in relation to the regulated parties, the public, or the Department of Health and Environment will be minimal. Copies of the proposed amended rules and regulations, and a complete economic impact statement pertaining to them, may be obtained by contacting Gary Miller, Department of Health and Environment, Forbes Field, Topeka 66620, (913) 296-1547.

The time period between the publication of this notice and the scheduled hearing constitutes a public comment period for the purpose of receiving written public comments on the proposed amended rules and regulations. All interested parties may submit such comments prior to the hearing by mailing them to the previously cited address. All interested parties will also be given a reasonable opportunity at the hearing to present their views, orally or in writing, concerning the adoption of the proposed amended rules and regulations. Following the hearing, all written and oral comments submitted by interested parties will be considered as the basis for making changes to the proposed amendments.

Stanley C. Grant Secretary of Health and Environment

Doc. No. 009667

State of Kansas

Department of Health and Environment

Notice Concerning Kansas Water Pollution Control Permits

In accordance with state regulations 28-16-57 through 28-16-63 and the authority vested with the state by the administrator of the U.S. Environmental Protection Agency, tentative permits have been prepared for the discharges to the waters of the United States and the state of Kansas for the applicants described below. The tentative determinations for permit content are based on preliminary limitations of the state of Kansas and the EPA, and when issued will result in a state water pollution control permit and national pollutant discharge elimination system authorization to discharge subject to certain effluent limitations and special conditions.

Name and Address of Applicant Williams Natural Gas Company P.O. Box 3288 Tulsa, OK 74101 Attn: Barry Pierce Sumner County, Kansas

Waterway Arkansas River via Ninnescah River, Lower Arkansas River Basin Type of Discharge Hydrostatic test discharge

Kansas Permit No. I-AR09-PO01

O01 Fed. Permit No. KS-0087131

Description of Facility: Hydrostatic test water is being discharged from an existing natural gas pipeline. This is a new permit. Proposed effluent limitations are pursuant to Kansas Surface Water Quality Standards, K.A.R. 28-16-28(b-f).

Name and Address
of Applicant
Mayor and City Council
Box 127
123 W. William
Williamsburg, KS 66095
Franklin County, Kansas

Waterway
Marais des Cygnes
River via Coal Creek
Marais des Cygnes
River Basin

Type of Discharge Secondary treatment wastewater facility Kansas Permit No. M-MC50-OO01

Fed. Permit No. KS-0047392

Description of Facility: This facility is designed for the treatment of domestic sewage. This is an existing facility. Proposed effluent limitations are pursuant to Kansas Surface Water Quality Standards, K.A.R. 28-16-28(b-f), and are technology based.

Name and Address of Applicant Lubrication Engineers, Inc. 3851 Airport Freeway

Waterway Lower Arkansas Type of Discharge Cooling water and boiler blowdown

Fort Worth, TX 76211 Sedgwick County, Kansas

Kansas Permit No. I-AR94-PO19

Fed. Permit No. KS-0081132

Description of Facility: Cooling water from grease kettles and grease mills and boiler blowdown is directed to an oil/water separator prior to discharge to a pond. This is an existing facility and the previous limitations have been modified. Proposed effluent limitations are pursuant to Kansas Surface Water Quality Standards, K.A.R. 28-16-28(b-f).

Name and Address of Applicant Leavenworth County S.D. #2 Waterway Wolf Creek Type of Discharge Secondary wastewater treatment facility

c/o Leavenworth County Commission Leavenworth County Courthouse 4th and Walnut Leavenworth, KS 66048 Leavenworth County, Kansas

Kansas Permit No. M-MO12-OO03

Fed. Permit No. KS-0087157

Description of Facility: This facility is designed for the treatment of domestic sewage. This is a new facility. Proposed effluent limitations are pursuant to Kansas Surface Water Quality Standards, K.A.R. 28-16-28(b-f), and are technology based.

Written comments on the proposed determinations may be submitted to Bethel Spotts, Permit Clerk, Kansas Department of Health and Environment, Division of Environment, Bureau of Water, Forbes Field, Topeka 66620. All comments received prior to September 28 will be considered in the formulation of final determinations regarding this public notice. Please refer to the appropriate application number (KS-90-89/92) and the name of applicant as listed when preparing comments.

If no objections are received, the Secretary of Health and Environment will issue the final determinations. If response to this notice indicates significant public interest, a public hearing may be held in conformance with state

regulation 28-16-61.

The application, proposed permit, including proposed effluent limitations and special conditions, fact sheets as appropriate, comments received and other information are on file and may be inspected at the Division of Environment offices from 8 a.m. to 4:30 p.m. Monday through Friday. The documents are available upon request at the copying cost assessed by KDHE. Additional copies of this public notice also may be obtained at the Division of Environment.

Stanley C. Grant Secretary of Health and Environment

Doc. No. 009661

State of Kansas

Department of Health and Environment

Notice Concerning Kansas Water Pollution Control Permit

In accordance with state regulations 28-16-57 through 63 and 28-18-1 through 4, and the authority vested with the state by the administrator of the U.S. Environmental Protection Agency, a tentative permit has been prepared for the water pollution abatement facilities for the feedlot described below. The tentative determinations for permit content are based on preliminary staff review, applying the appropriate standards and regulations of the state of Kansas and the EPA. The permit requires control of any existing or potential discharges to achieve the goal of "no discharge" whenever possible. The permit, upon issuance, will constitute a state water pollution control and national pollutant discharge elimination system permit.

Name and Address of Applicant Description Water

Makin Bacon, Inc. SW/4 Section 13, Lower Republican Route 1 Township 5S, Range 1E, Washington County

Kansas Permit No. A-LRWS-H003 Federal Permit No. KS-0087173
The proposed expanded facility will have capacity for approximately 3,600 swine.

Wastewater Control Facilities: Wastewater will be impounded for subsequent disposal upon agricultural land. Storage capabilities will provide in excess of minimum requirements.

Compliance Schedule: Permit will be valid upon final construction approval by Kansas Department of Health and Environment.

Written comments on the proposed NPDES permits may be submitted to Angela Buie, Bureau of Environmental Quality, Kansas Department of Health and Environment, Forbes Field, Topeka 66620-0001. All comments received prior to September 29 will be considered in the formulation of final determinations regarding this public notice. Please refer to the appropriate application number (KS-AG-90-71) and name of applicant as listed when preparing comments.

If no objections are received, the Secretary of Health and Environment will issue the final determinations within 30 days of this notice. If response to this notice indicates significant public interest, a public hearing may be held in conformance with state regulation 28-16-61.

The application, proposed permit, special conditions, fact sheets as appropriate, comments received, and other information are on file and may be inspected at the Kansas Department of Health and Environment offices, Building 740, Forbes Field, Topeka, from 8 a.m. to 4:30 p.m. Monday through Friday. The documents are available upon request at the copying cost assessed by KDHE. Additional copies of this public notice also may be obtained at the address above.

Stanley C. Grant Secretary of Health and Environment

Legislature

Interim Committee Schedule

Date	Room	Time	Committee	Agenda
eptember 6 eptember 7	514-S 514-S	10:00 a.m. 9:00 a.m.	Special Committee on School Finance	6th: a.m.—Dr. David Thompson (KSU). p.m.—Staff reports and
				committee discussion. <u>7th</u> : Public hearings.
eptember 6	123-S	10:00 a.m.	Legislative Budget Committee	Agenda not available.
eptember 6	526-S	9:00 a.m.	Health Care Stabilization Fund Oversight Committee	Pending the approval of the LCC to grant additional time for the committee to finalize work and submit a report, committee tentatively sched a hearing on the report of HCSF and will reach conclusions and make recommendations to the LC
eptember 10	514-S	10:00 a.m.	Joint Committee on	and the 1991 Legislature. Review rules and regulation
eptember 11	514-S	9:00 a.m.	Administrative Rules and Regulations	filed by the following agence Fire Marshal, Racing Commission, Wildlife and Parks, Health and Environment, and Commerce The committee also will dislocal environmental planning grant "guidelines" with representatives of KDHE.
eptember 10 eptember 11	519-S 519-S	10:00 a.m. 9:00 a.m.	Special Committee on Assessment and Taxation	10th: a.m Proposal No. 7 Manufactured Housing Statu Review of proposed legislati and public hearings. p.m Proposal No. 5— Taxation of Oil and Gas Industry. Review of Kansas, Inc. study and public hearing 11th: Proposal No. 3—Moto Vehicle Tax. Public hearing. Proposal No. 2—Sales Tax Base. Department of Reven fiscal note update and staff
matamban 10	100 C	10.00		review of sales tax transfers.
eptember 10 eptember 11	123-S 123-S	10:00 a.m. 9:00 a.m.	Kansas Select Commission on Ethical Conduct	10th: Public hearings on eth and campaign finance. 11th: Public hearings continued.
eptember 13 eptember 14	519-S 519-S	10:00 a.m. 9:00 a.m.	Joint Committee on Economic Development	13th: Presentations on work force training, primarily on state-administered job traini
				programs. Staff review of a BIDCO implementation plan Possible committee discussion and recommendations on BIDCO's.
				14th: Briefing and update by Dr. Charles Krider on a stu on workforce training and progress report on a study of

Emil Lutz Director of Legislative Administrative Services

Department of Administration Division of Purchases

Notice to Bidders

Sealed bids for the following items will be received by the Director of Purchases, Landon State Office Building, 900 S.W. Jackson, Room 102, Topeka, until 2 p.m. C.D.T. on the date indicated and then will be publicly opened. Interested bidders may call (913) 296-2377 for additional information.

Monday, September 10, 1990 A-6189, A-6191, A-6192

Rainbow Mental Health Facility—Remodel Cottage C-2, console and pharmacy renovation

27568

University of Kansas Medical Center—Blood culture bottles

28098

University of Kansas Medical Center—Replacement automotive and truck parts

28314

Adjutant General's Department—Janitorial services, Topeka

85142

Winfield Correctional Facilty—Vehicles 85143

University of Kansas Medical Center—Patient monitoring equipment

85144

Norton Correctional Facility—X-ray equipment 85232

Larned State Hospital—Grass seeding

Tuesday, September 11, 1990

27479

Kansas Correctional Industries—Blended traffic paint thinner

28103

Statewide—Mainframe/microcomputer interface hardware and software

28310

Lansing Correctional Facility—Non-carbonated beverages

85173

Kansas State University—Office furniture 85180

Kansas State University—Industrial audio and video cable and connectors

85227

Adjutant General's Department—Furnish all labor and materials for overlay of USP and FO parking lot

Adjutant General's Department—Furnish all labor and materials for roof repair

85229

Adjutant General's Department—Furnish all labor and materials for hanger improvements

Wednesday, September 12, 1990

A-6532

Fort Hays State University—Rarick Hall—replace sealant at precast joints

27348

Statewide—Office supplies

27557

Kansas State University—October (1990) meat products

28311

Topeka Correctional Facility East—Carbonated beverages

28312

Statewide—Motorola communications and electronics repair parts

Thursday, September 13, 1990

A-6384

University of Kansas—Addition and remodel main entrance areas—Jayhawker Towers apartments

A-6542

Department of Administration—Cedar Crest, west porch renovation

Friday, September 14, 1990

A-6156

Lansing Correctional Facility (KSP)—Electrical system improvements

A-6535

Adjutant General's Department—Partial reroof of federal warehouse

28313

Department of Administration—Christmas decorations 85213

Ellsworth Correctional Facility—Chain link fence material

85215

Department of Wildlife and Parks—Labor and material, gabion retaining wall, Pomona State Park 85221

Department of Transportation—Tractors, trucks, Salina and Hutchinson

85222

Kansas State University—Tractor

85223

Department of Transportation—Tank testing, various locations

Thursday, September 20, 1990

A-6449

Winfield State Hospital and Training Center—Reroof Garland, East Compound and Old Garage A-6550

Department of Administration—Statehouse interior renovation

Wednesday, Sepember 26, 1990 27376

Statewide—High-speed printer ribbons

Nicholas B. Roach Director of Purchases

Board of Agriculture Division of Water Resources

Permanent Administrative Regulations

Article 22.—EQUUS BEDS GROUNDWATER MANAGEMENT DISTRICT NO. 2

5-22-1. Definitions. As used in these rules and regulations, the following words and phrases shall have the meaning ascribed to them in this section.

(a) "Aquifer" means any geologic formation capable of yielding water in sufficient quantities that it can be di-

verted for beneficial use.

(b) "Battery of wells" is considered one point of diversion and means either:

(1) a group of two or more wells which:

(A) withdraws water from the same local source of supply;

(B) is connected to a common pump by a manifold or

piping; and

(C) supplies water to a common distribution system; or

(2) a group of not more than four wells which:

(A) withdraws water from the same local source of supply;

(B) is located within a 300-foot-radius circle;

(C) supplies water to a common distribution system; (D) does not exceed a combined capacity of 800 gallons per minute: and

(E) each well is equipped with an individual pump with

a maximum capacity of 400 gallons per minute.

(c) "Board" means the board of directors constituting the governing body of the Equus Beds groundwater management district no. 2.

(d) "Completed substantially as shown on an aerial photograph, topographic map or plat" means within 300 feet of the location as shown, plotted or described on an application, aerial photograph, topographic map or plat.

(e) "Confined aquifer" means

(1) an aquifer overlain and underlain by impermeable

lavers; or

- (2) an aquifer in which the groundwater is under pressure greater than atmospheric pressure and which will rise in a well above the point at which it is first encountered.
- (f) "District" means the Equus Beds groundwater management district no. 2.
- (g) "Groundwater" means water below the surface of the earth.
- (h) "Point of diversion" means the point at which water is diverted or withdrawn from a source of water supply.
- (i) "Standby well" means a well which is used to provide a continuous supply of water for:
 - (1) fire fighting or other emergency purposes; or
 - (2) the period of primary well maintenance operations.
- (j) "Surface water" means water in creeks, rivers or other water courses, and in reservoirs, lakes and ponds.
- (k) "Unconfined aquifer" means an aquifer with a water table at atmospheric pressure.
 (l) "Waste of water" means:

(1) groundwater which has been diverted or withdrawn from a source of supply which is not used or reapplied to a beneficial use on or in connection with land authorized as the place of use by a vested right, an appropriation right, term permit, or an approved application for permit to appropriate water for beneficial use;

(2) any act or omission causing the unreasonable deterioration of the quality of water in any source of supply thereby causing impairment of a person's right to the use of water:

(3) groundwater which an irrigator permits to escape and drain from the authorized place of use; or

(4) water applied to an authorized beneficial use in excess of the needs for such use.

(m) "Water table" means the top or surface of an unconfined or confined aquifer at which the pore water pres-

sure is atmospheric.

- (n) "Well" means any excavation that is drilled, cored, bored, washed, driven, dug, or otherwise constructed when the intended use of such excavation is for the acquisition, diversion, or artificial recharge of groundwater. (Authorized by K.S.A. 82a-1028(o); implementing K.S.A. 82a-1028(n); effective May 1, 1979; amended Oct. 15, .1990.)
- 5-22-2. Well spacing. (a) Except as set forth in subparagraph (e), the minimum spacing of all non-domestic and non-temporary wells described in an application for permit to appropriate water for beneficial use, term permit, or application to change the point of diversion shall be 1320 feet from all non-domestic wells and 660 feet from all domestic wells.

(b) The minimum spacing of all non-domestic and nontemporary wells from all domestic wells may be less than 660 feet if the domestic well owner has granted written

permission to reduce the spacing interval.

(c) To determine the spacing interval from a proposed battery of wells to existing points of diversions, a 300foot-radius circle shall be drawn around the centroid for the battery of wells. The minimum spacing distance shall be measured from the point on the circle's perimeter

nearest the existing point of diversion.

(d) To determine the spacing interval for an excavation intercepting the water table, the geographical center described on the application shall be considered the point of diversion. The minimum spacing distance shall be measured from the described geographical center.

(e) Standby wells are not subject to this well-spacing

regulation if:

(1) the standby well and primary well are both

equipped with a water meter;

- (2) the primary well and the standby well will not be operated at the same time unless emergency conditions exist; and
- (3) the standby well is located within 300 feet of the primary well. (Authorized by K.S.A. 82a-1028(o); implementing K.S.A. 1028(n); effective May 1, 1979; amended Oct. 15, 1990.)
- 5-22-4. Metering. (a) Each meter, gauge, or other measuring device required by the district shall meet the minimum specifications adopted by the board.

(b) It shall be the responsibility of the owner or user

of the measuring device to: (1) insure that the meter is properly installed as rec-

ommended by the manufacturer; and (2) maintain the meter and insure that the meter is in

good working condition whenever the diversion works are in use.

- (c) A representative of the district shall have the right to inspect and read the meter, gauge, or other measuring device whenever deemed necessary. (Authorized by K.S.A. 82a-1028(o); implementing K.S.A. 82a-1028(n); effective May 1, 1979; amended Oct. 15, 1990.)
- 5-22-5. Reporting water use. The board may require any or all water users to file a report of water use for each well or water right on forms provided by the district. If required, these reports shall include any information deemed necessary and reasonable and shall be received annually or at other intervals established by the board. (Authorized by K.S.A. 82a-1028(0); implementing K.S.A. 82a-1028(n); effective May 1, 1980; amended Oct. 15, 1990.)

5-22-7. Safe Yield. (a) Except as set forth in subparagraph (b), the approval of all applications for changes in the point of diversion, term permits, and permits to appropriate water for beneficial use shall be subject to the following criteria.

(1) The sum of prior appropriations, including the proposed application, vested rights, appropriation rights, term permits and earlier priority applications, shall not exceed the allowable safe-yield amount for the area under

consideration.

(2) The quantity authorized on all prior permits, certificates, and vested rights and the quantity requested on prior applications shall be used to calculate the sum of prior appropriations.

(3) All condition and limitation clauses listed on all prior appropriations and applications in the area of considera-

tion shall be considered in effect.

(4) The allowable safe-yield amount shall be calculated using the formula $Q = A \times K$ where:

(A) Q is the allowable safe-yield amount in acre-feet

per year.

- (B) A is the area of consideration which consists of the two-mile-radius circle whose center is the location of the proposed well. A equals 8,042 acres minus the area of the circle that is either outside the district boundary or inside an intensive groundwater use control area having a declining water table.
- (C) K is a constant equalling 0.5 feet per year. K is calculated by multiplying the recharge percentage (20 percent) times the average annual precipitation of 2.5 feet per year.
- (5) When evaluating an application for a change in the point of diversion, all applications with a priority earlier than the priority established by the filing of the application of change shall be included in the safe-yield analysis.
- (6) If the perimeter of the area under consideration intersects a group of wells authorized under prior applications, permits, certificates or vested rights, a reasonable quantity of water shall be assigned to each well based upon the best available information.

(7) The center of the area under consideration may be moved around the proposed well location within a 300-

foot radius.

(b) The following applications are not subject to this safe-yield regulation:

- (1) an application to appropriate groundwater for domestic use, as defined by K.S.A. 82a-701(c), for 25 acrefeet or less per calendar year;
 - (2) an application for a temporary permit;

(3) an application for change in point of diversion, if the diversion works were completed and a notice and proof was timely filed with the chief engineer under the original approval of application; and

(4) an application requesting only an additional rate of diversion on an existing well, if the approval of the

application:

(A) is limited to the quantity authorized by an existing

certified, vested or appropriation right; and

(B) contains a condition that the approved application for additional rate will be dismissed if the existing certified, vested or appropriation right is dismissed and terminated. (Authorized by K.S.A. 82a-1028(o); implementing K.S.A. 82a-1028(n); effective May 1, 1983; amended Oct. 15, 1990.)

5-22-8. Change in point of diversion applications. (a) Except as set forth in subparagraph (c), the approval of all changes in points of diversion for vested rights, appropriation rights, permits, term permits, or applications to appropriate groundwater shall be subject to the following:

(1) The maximum distance a replacement well can be located from the originally approved location is 2,640 feet;

(2) A replacement well located more than 300 feet from the originally approved location shall comply with the

provisions of K.A.R. 5-22-2;

(3) An application for a change in point of diversion shall be accompanied by either a completed abandoned-well or inactive-well agreement where the original well will no longer be authorized by any other vested right, appropriation right, approval of application or term permit. The applicant shall submit a completed agreement on forms provided by the district; and

(4) Each well described in the application shall be

equipped with a district-approved water meter.

(b) The approval of all change in place of use applications for vested rights, appropriation rights, approval of applications and term permits shall have a condition that a district approved water meter be installed on each well described in the application if the authorized quantity, when divided by the acreage requested in the proposed place of use, is less than 1.5 acre-feet per year.

(c) Applications for domestic use and temporary permits shall not be subject to this regulation. (Authorized by K.S.A. 82a-1028(o); implementing K.S.A. 82a-1028(n); ef-

fective Oct. 15, 1990.)

5-22-9. Exception. An exception to these regulations may be granted by the chief engineer if the applicant shows that the exception will neither impair a use under an existing right nor prejudicially affect the public interest. In considering a request for an exception, the recommendation of the board shall be considered by the chief engineer. (Authorized by K.S.A. 82a-1028(o); implementing K.S.A. 82a-1028(n); effective Oct. 15, 1990.)

Sam Brownback Secretary of Agriculture

State of Kansas Kansas Insurance Department

Permanent Administrative Regulations

Article 4.—ACCIDENT AND HEALTH INSURANCE

40-4-35. Medicare supplement policies; minimum standards; requirements. Sections 3, 4, 5, 6, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18 and 19 of the national association of insurance commissioners' model regulation to implement the national association of insurance commissioners' medicare supplement insurance minimum standards, December 1989 edition, are hereby adopted by reference, subject to the following additions or exceptions:

(a) Section 3 is hereby amended to read as follows: "C.

This regulation shall not apply to:

(1) Medicare supplement policies issued to employees or members as additions to franchise plans in existence

on the effective date of this regulation;

- (2) a policy or contract of one or more employers or labor organizations, or of the trustees of a fund established by one or more employers or labor organizations, or combination thereof, for employees or former employees, or a combination thereof, or for members or former members, or a combination thereof, of the labor organizations; and
- (3) individual policies or contracts issued pursuant to a conversion privilege under a policy of contract of group or individual insurance when such group or individual policy or contract includes provisions which are inconsistent with the requirements of this regulation."
- (b) Section 3 is hereby amended by the addition of subsection D. which reads: "This regulation shall supersede any other Kansas administrative regulation to the extent the regulation or any provision of it is inconsistent with or contrary to this regulation."
- (c) Section 4 is hereby amended to read as follows: "For purposes of this regulation:

(A) "Applicant" means:

- (1) in the case of an individual medicare supplement policy or subscriber contract, the person who seeks to contract for insurance benefits; and
- (2) in the case of a group medicare supplement policy or subscriber contract, the proposed certificate holder.
- (B) "Certificate" means any certificate issued under a group medicare supplement policy which has been delivered or issued for delivery in this state.
- (C) "Medicare supplement policy" means a group or individual policy of accident and sickness insurance or a subscriber contract of hospital and medical services which is advertised, marketed or designed primarily as a supplement to reimbursements under medicare for the hospital, medical and surgical expenses of persons eligible for medicare by reason of age.
- (d) Section 5(A)(2) is hereby amended to read as follows: "Such definition may provide that injuries shall not include injuries for which benefits are provided under any workers' compensation, employer's liability or similar law, or motor vehicle no-fault plan, unless prohibited by law."

(e) The proviso in section 6(A) is hereby amended to

read as follows: "Medicare supplement policies, when issued, shall not contain limitations or exclusions of the type enumerated in subsections (1) through (10) above that are more restrictive than those of medicare, or with respect to group policies, limitations or exclusions that are prohibited by K.S.A. 40-2,105 and any amendments thereto. Medicare supplement policies may exclude coverage for any expense to the extent of any benefit available to the insured under medicare."

(f) Section 8(A)(3) is hereby amended to read as follows: "Each medicare supplement policy shall provide that benefits designed to cover cost sharing amounts under medicare will be changed automatically to coincide with any changes in the applicable medicare deductible amount and co-payment percentage factors. Subject to any applicable statutory requirements, premium modification on medicare supplement policies to correspond with these changes shall be permitted."

(g) Section 8(B)(2) is hereby amended to read as follows: "Coverage for all of the medicare part A inpatient hospital

deductible amount."

(h) Section 10(B) is hereby amended to read as follows: "At least 60 percent of the aggregate amount of premiums

earned in the case of individual policies."

- (i) Section 11 is hereby amended to read as follows: "Every insurer providing group medicare supplement insurance benefits to a resident of this state shall file a copy of any certificate at least 30 days prior to its use in this state in accordance with the filing requirements and procedures applicable to group medicare supplement policies issued in this state."
- (j) Section 13(A)(5) is hereby amended to read as follows: "Medicare supplement policies or certificates shall have a notice prominently printed on the first page of the policy or certificate or attached thereto stating in substance that the policyholder or certificateholder shall have the right to return the policy or certificate within 30 days of its delivery and to have the premium refunded if, after examination of the policy or certificate, the insured person is not satisfied for any reason. Any refund made pursuant to this section shall be paid directly to the applicant by the insurer in a timely manner. Such notice shall be printed in not less than 10 point type and shall be printed in bold face type or in some other manner that distinguishes it from the point otherwise appearing in the policy."

(k) Section 13 (C)(3) is hereby amended to read as follows: "The outline of coverage provided to the applicants pursuant to paragraphs (1) and (2) shall be in the form prescribed below or unless a different form is specifically approved by the commissioner of insurance."

(1) Section 13(C)(3)(8) is hereby amended to read as follows: "(8) A description of policy provisions relating to renewability, cancellation or continuation of coverage, including any reservation of rights to change premium."

(m) Section 13(C)(3) is hereby amended by the addition of the following: "(9) The amount of premium for this policy. The premiums for the policy or certificate shall be shown separately from the premiums for each optional benefit provided by the contract. (10) The name and address of the insurance agent, or employee of the insurer who assumes responsibility for completing the outline."

(n) Section 14 is hereby amended by the addition of

the following: "F. If a medicare supplement policy or certificate of insurance issued for delivery in this state replaces or is issued in addition to an existing medicare supplement policy, regardless of the company issuing the policy, the insurer issuing the new policy, in applying any preexisting conditions provisions, waiting periods, elimination periods, and probationary periods, shall make available by rider or otherwise, coverage which provides credit for the satisfaction or partial satisfaction of the same or smaller provisions under a previously existing plan."

(o) Section 18(A) is hereby amended to read as follows: "On or before March 1, 1991 and annually thereafter, every insurer or other entity providing medicare supplement insurance coverage in this state shall report the following information for every individual resident of this state for which the insurer, any affiliated company, or other entity has in force more than one medicare supplement insurance policy or certificate." (Authorized by K.S.A. 40-103, 40-2221; implementing K.S.A. 40-2221; effective May 1, 1982; amended May 1, 1984; amended May 1, 1986; effective, T-40-12-16-88, Dec. 16, 1988; amended, T-40-3-31-89, March 31, 1989; amended June 5, 1989; amended Oct. 15, 1990.)

Article 7.—AGENTS

40-7-20a. Agents; brokers; continuing education; approval of courses; requirements. (a) Definitions. For the purposes of this regulation:

(I) "Coordinator" means an individual who is responsible for monitoring continuing education offerings;

(2) "correspondence courses" means courses that are primarily delivered or conducted in other than a classroom setting or with on-site instruction and are designed to be completed independently by the student;

(3) "course" means a series of lectures or lessons dealing with a particular subject following a prearranged agenda or study plan and may culminate in a written examination;

(4) "instructor" means an individual lecturing in a continuing education offering:

(5) "licensee," "licensed agent" or "agent" means a natural person licensed by this state as an agent or broker;

(6) "person" means a natural person, firm, institution, partnership, corporation or association; and

(7) "sponsor," or "sponsoring organization" means a person or firm offering or providing insurance education.

(b) General requirements.

- (1) Only courses which impart substantive and procedural knowledge relating to insurance and are beneficial to the insuring public subsequent to initial licensing shall be approved for credit. Approved courses shall be classified as life, health, variable contracts courses; property and casualty courses; or, general courses. Credit earned from general courses are acceptable in meeting the requirements for any single license classification.
- (2) Courses of the following types do not meet the basic criteria for approvable courses described in paragraph (1) of this section:
- (A) Courses designed to prepare students for a license examination;
 - (B) courses in mechanical office or business skills, in-

cluding typing, speed reading, or use of calculators or other machines or equipment;

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(C) courses in sales promotion, including meetings held in conjunction with the general business of the licensee;

- (D) courses related to office management or intended to improve the operation of the licensee's business, not leading to a recognized professional insurance designation or enhancing the licensee's ability to serve the public; and
- (E) courses which are primarily intended to impart knowledge of specific products of specific companies if the courses relate to the sales promotion or marketing of one or more of the products discussed.

(3)(A) Courses must be attended in their entirety in order for a licensee to receive full credit. Proportional credit may be given for partial attendance at a course.

(B) Upon completion of approved courses, students shall receive credit for the number of hours approved for the course which will generally be equivalent to one hour of credit for each hour of instruction.

(C) If the number of credit hours for which a course is approved is fewer than the total number of hours of the course presentation, the student must attend the entire course in order to receive credit for the number of approved hours.

(D) The number of approved hours will not include time spent on introductions, breaks, or other activities not directly related to approved educational information

or material.

(E) Neither students nor instructors may earn full credit for attending or instructing at any subsequent offering of the same course for three years after attending or teaching such course.

(4) Course examinations will not be required for approval of continuing education courses except correspond-

ence courses.

(5) Sponsors shall submit proposed courses to the commissioner for pre-approval at least 30 days prior to the date on which the course is to be held, except as provided in K.S.A. 1989 Supp. 40-240f(g)(6).

(6) Courses cannot be advertised in any manner as approved unless approval has been granted, in writing, by

the commissioner.

(7) If approval has been granted for the initial offering of a course, approval for subsequent offerings not disclosed in the initial submission may be granted by providing written notification to the commissioner at least 30 days in advance of the date the program is to be held indicating that no change has been made in the course and specifying the additional times and places the course will be presented.

(8) All fees required for individual course approval shall be submitted with the course submission. If the sponsor elects to pay the prescribed fee for all courses, the fee shall be paid annually and shall be submitted with the first course submission each year. Subsequent course submissions should include documentation of prior fee

payment.

(9) Each course of study except correspondence courses shall be conducted in a classroom or other facility which is adequate to comfortably accommodate the faculty and

(continued)

the number of students enrolled. The sponsor may limit the number of students enrolled in a course.

- (10)(A) Each course leading to a nationally or regionally recognized designation shall receive credit as approved by the commissioner. A listing of all courses approved as nationally or regionally recognized insurance education programs or otherwise including approved credit hours shall be available to the public upon request. In no event shall the credit for any approved course exceed the biennial requirement except as provided by K.S.A. 1989 Supp. 40-240f(e).
- (B) Any agent attending at least 80 but less than 100 percent of regularly scheduled classroom sessions for any single course may receive 50 percent of the educational credit received by those agents who attend all sessions and satisfactorily complete the course. Such credit may be earned to the extent that adequate records are maintained and appropriate certification of such attendance is provided by the course instructor.

(11)(A) The amount of credit received by an agent for a correspondence course shall be based upon successful completion of the course and an independently monitored examination subject to the number of hours assigned by the commissioner.

- (B) Examination monitors shall not be affiliated in any way with the sponsoring organization or the licensee and shall be subject to approval by the commissioner. Any examinations utilized or to be utilized shall be included in the material submitted for course approval. No examination will be approved unless the commissioner is satisfied that security procedures protecting the integrity of the examination can be maintained. If security is compromised no credit will be granted.
- (C) Any sponsor of correspondence courses shall clearly disclose to any agent wishing to receive credit in Kansas the number of hours for which that particular course has been approved by the commissioner.
- (c) Any licensee found to have falsified a continuing education report to the commissioner shall be subject to suspension or revocation of his or her insurance license in accordance with K.S.A. 40-246, or a penalty as prescribed in K.S.A. 40-254 or both.

(d) Course requirements.

(1) Each course of study shall have a coordinator, who is responsible for supervising the course and assuring compliance with the statutes and regulations governing the offering of insurance continuing education courses.

(2)(A) As required by K.S.A. 1989 Supp. 40-240f(g)(5), sponsoring organizations shall maintain accurate records relating to course offerings, instructors, and student attendance. If the coordinator leaves the employ of the sponsor or otherwise ceases to monitor continuing education offerings, the records shall be transferred to the replacement coordinator or an officer of the sponsor. If a sponsor ceases operations, the coordinator shall be responsible for maintaining the records or providing a custodian of the records acceptable to the commissioner. In order to be acceptable, custodians shall agree to make copies of student records available to students free of charge or at a reasonable fee. Under no circumstances will the commissioner act as custodian of the records.

(B) Each sponsor shall provide students with course completion certificates, on a form prescribed or approved

by the commissioner, within 30 days of completion of the course. A sponsor may require payment of the course tuition as a condition for receiving the course completion certificate.

- (3) Each instructor shall possess the following qualifications:
- (A) Three years of recent experience in the subject area being taught;
- (B) a college degree related to the subject area being taught;
- (C) two years of recent experience in the subject area being taught and 60 classroom hours of acceptable course work in the subject area being taught; or

(D) an appropriate professional designation in the area being taught.

(4) Instructors shall:

- (A) Comply with all laws and rules pertaining to insurance continuing education:
- (B) provide students with current and accurate information:
- (C) maintain an atmosphere conducive to learning in a classroom; and
- (D) provide assistance to the students and respond to questions relating to course material.
- (5) Each sponsor, coordinator and instructor shall notify the commissioner within 10 days after the occurrence of any of the following:
- (A) A felony or misdemeanor conviction or disciplinary action taken against an insurance or other occupational license held by the coordinator or instructor; and

(B) any change of information contained in an appli-

cation for course approval.

(e) Licensee reporting requirement.

- (1) Continuing education credit shall be reported by the licensee on forms and in a manner prescribed by the commissioner. All courses shall be completed or attended during the two year period for which the credit hours are to be applied. An agent may not apply the credit earned for any one course to more than one reporting period except as provided by K.S.A. 1989 Supp. 40-240f(e).
- (2) Requests for an extension permitted by K.S.A. 1989 Supp. 40-240f(f)(6) shall be submitted in writing no later than March 1 of the year due and shall include an explanation and independent verification of the hardship. (Authorized by K.S.A. 40-103; implementing K.S.A. 1989 Supp. 40-240f; effective May 15, 1989; amended, T-_ _; amended Oct. 15, 1990.)

Fletcher Bell Commissioner of Insurance

NOTICE OF REDEMPTION SEDGWICK COUNTY, KANSAS

Single Family Mortgage Revenue Bonds (Multiple Originators and Servicers) 1980 Series A

Due April 1, 1991/1995 and April 1, 2011

NOTICE IS HEREBY GIVEN that, pursuant to Section 3.01 of the Indenture dated as of April 1, 1980, and as amended by the First Supplemental Trust Indenture, dated as of September 1, 1986, \$855,000 principal of Bonds has been drawn pro-rate among maturities and by lot within each maturity, for redemption at par on October 1, 1990.

Coupon Bonds of \$5,000 Denominations, called in full, bearing CUSIP No. 815618 and Suffix:

AK9	1371	AP8	3293	4714	5106	6301	7219	7903	8695	9335	9822	10144
974	1432	1789	3818	4718	5107	6457	7234	8072	8721	9409	9953	10149
1061	1450	1817	3891	4725	5552	6619	7430	8359	8999	9427	9955	10153
AL7		1820	3902	4732	5675	6645	7491	8361	9187	9459	9987	10293
1143	AN3	1837	3912	4896	6062	6662	7533	8394	9206	9505	9991	10469
1171	1571	1870	3980	4916	6073	6966	7625	8435	9210	9553	10013	10490
AM5	1585	AQ6	4179	4952	6107	7112	7800	8581	9214	9561	10044	10527
1355	1710	2547	4278	5096	6163	7162	7864	8689	9318	9753	10077	

The serial numbers of the Registered Bonds, bearing CUSIP No. 815618, to be redeemed in whole or in part, and the principal amount to be redeemed are as follows:

Bond Number	Par Amount	Amount Called	Suffix	Bond Number	Par Amount	Amount Called	Suffix
R410	\$ 5.000	\$ 5,000	AK9	R149	\$ 5,000	\$ 5,000	AQ6
R394	5,000	5,000	AL7	R285	10,000	5,000	AQ6
R406	25,000	10,000	AN3	R411	5,000	5,000	AQ6
R5 🕓	5,000	5,000	AQ6	R417	480,000	335,000	AQ6

Coupons Bonds with the October 1, 1990 and all subsequent coupons attached and all Registered Bonds should be presented to one of the offices of the Paying Agents:

BY HAND DELIVERY:

Continental Bank, National Association Attention: Corporate Trust Operations 230 South Clark Street-19th Floor Chicago, Illinois 60697

Southwest National Bank of Wichita Attention: Corporate Trust Department P.O. Box 1401 Wichita, Kansas 67201

BY MAIL:

Continental Bank, National Association Attention: Corporate Trust Operations 231 South LaSalle Street-19th Floor Chicago, Illinois 60697

Morgan Guaranty Trust Company of New York Attention: Corporate Trust Department 30 West Broadway-12th Floor New York, New York 10015

Where a fully Registered Bond is redeemed in part, a new fully Registered Bond for the unredeemed portion will be issued and returned without charge. While registered bondholders have the option of presenting Bonds to any of the above-mentioned Paying Agents, there will be a delay in the issuance of Bonds for any unredeemed portion unless such presentment is made to the principal Paying Agent in Chicago at the above given address.

To assure prompt payment of the redemption price, bond certificates should be sent, unendorsed, approximately two weeks before October 1, 1990 to one of the above given addresses. Sending the certificates by registered mail is suggested.

Interest on the Bonds or portions of Bonds called for redemption will cease to accrue on October 1, 1990.

Under the provisions of the Interest and Dividend Tax Compliance Act of 1983, Paying Agents making payments of interest or principal on corporate securities or making payments of principal on municipal securities, may be obligated to withhold a 20% tax from remittances to individuals who have failed to furnish the Paying Agent with a valid Taxpayer Identification Number. Holders of the above described securities who wish to avoid the imposition of this tax should submit certified Taxpayer Identification Numbers when presenting their securities for collection.

By: Continental Bank, National Association Trustee for Sedgwick County, Kansas

August 31,1990 Doc. No. 009666 (Published in the Kansas Register, August 30, 1990.)

Notice of Call for Redemption to the registered owners of City of Arma, Kansas Cable Television Utility Revenue Bonds Series 1980, Dated October 1, 1980

Notice is hereby given that pursuant to the provisions of Section 4 of Ordinance No. 381 of the city, the above-mentioned bonds maturing October 1, 1991 through 1994, inclusive, and all unmatured coupons appertaining thereto, have been called for redemption and payment on October 1, 1990, at the office of the Kansas State Treasurer, Topeka, Kansas, the paying agent.

Numbers	Principal Amount	Interest Rate Per Annum	Maturity October 1
25-33	\$45,000	$10^{1}/8\%$	1991
34-44	55,000	$10^{1}/4\%$	1992
45-56	60,000	$10^{1}/_{2}\%$	1993
57-75	95,000	$10^{3}/4\%$	1994

On such redemption date there shall become due and payable, upon the presentation and surrender of each such bond, the redemption price thereof equal to 103 percent of the principal amount of each bond together with interest accrued to the redemption date, payable upon the presentation and surrender of appropriate coupons appertaining thereto. Interest shall cease to accrue on the bonds and all unmatured coupons appertaining thereto so called for redemption from and after October 1, 1990, provided that sufficient funds for redemption are on deposit with the paying agent on that date.

Under the provisions of the Interest and Dividend Tax Compliance Act of 1983, paying agents making payments of interest or principal on corporate securities or making payments of principal on municipal securities may be obligated to withhold a 20 percent tax from remittances to individuals who have failed to furnish the paying agent with a valid taxpayer identification number. Holders of the above-described securities who wish to avoid the imposition of this tax should submit certified taxpayer identification numbers when presenting their securities for collection.

Dated August 17, 1990.

City of Arma, Kansas By The Southwest National Bank of Wichita, Wichita, Kansas, As Escrow Trustee

Doc. No. 009648

(Published in the Kansas Register, August 30, 1990.)

Notice of Redemption Shawnee County, Kansas Single Family Mortgage Revenue Bonds 1980 Series A

Notice is hereby given that \$760,000 principal amount of bonds, as listed below, are called for redemption on October 1, 1990, at the price of 100 percent of the principal amount being redeemed plus accrued interest thereon to the redemption date. The serial numbers of the serial and term bonds to be redeemed are as follows:

Serial Bonds

April	1, 1991:	786 8	58 895	898			Cusip	820624	AK0
April	1, 1992:	974 9	96 1014	1059		1	Cusip	820624	AL8
April	1, 1993:	1116	1124 11	37 1216	1222		Cusip	820624	AM6
April	1, 1994:	1363	1379				Cusip	820624	AN4
April	1, 1995:	1510	1558 15	88 162	l.		Cusip	820624	AP9
				Term	Bonde			*	
April	1, 2011			LOIM	Donus		Cusio	820624	AR5
2250	2429	2500	2562	2599	2658	2751	2843	3009	3027
3102	3144	3217	3246	3408	3423	3594	3685	3693	3762
3874	3886	3936	3940	3946	4036	4059	4116	4261	4270
4311	4603	4660	4679	4684	4697	4707	4846	4851	4968
5142	5235	5332	5484	5511	5610	5649	5686	5817	5841
5844	5971	5975	6024	6051	6180	6199	6272	6294	6453
6532	6579	6727	6891	6916	7008	7312	7334	7375	7380
7407	7572	7602	7703	7771	7782	7884	8019	8034	8094
2/21	8630	9644							

Registered bonds also being called are listed below:

April 1, 2011 Cusip 820624 AR5 R300 R304 R307 R309 R317 R342 R343 R356 R226 R348 R357 R100

Please present registered bonds to Merchants National Bank of Topeka only.

On October, 1990, all bonds designated for redemption will become due and payable upon presentation thereof at the addresses given below. On and after October 1, 1990, interest on the principal amount called for redemption shall cease to accrue.

The bonds, along with IRS form W-9 (verification of taxpayer identification number), may be presented for payment in person or by mail at the following addresses:

The Merchants National Bank of Topeka Attn: Corporate Trust P.O. Box 178 Topeka, KS 66601-0178

or

Morgan Guaranty Trust Company of New York 30 N. Broadway, 12th Floor Coupon Paying Section New York, NY 10015

> Merchants National Bank of Topeka

(Published in the Kansas Register, August 30, 1990.)

Notice of Redemption \$67,030,000 General Obligation Refunding Bonds Series 1987 of the City of Kansas City, Kansas Dated August 1, 1987

Notice is hereby given that pursuant to Article III, Section 301 of Ordinance No. 65194 passed by the city of Kansas City, Kansas, on August 27, 1987, the city hereby calls for redemption on October 1, 1990, the following bonds of the above-referenced series:

Principal Amount	Maturity Date	Interest Rate
\$ 150,000	04/01/91	5.700%
140,000	10/01/91	5.700%
2,390,000	04/01/92	6.000%
3,640,000	10/01/92	6.000%
3,765,000	04/01/93	6.200%
3,880,000	10/01/93	6.200%
3,980,000	04/01/94	6.400%
4,090,000	10/01/94	6.400%
4,200,000	04/01/95	6.700%
4,350,000	10/01/95	6.700%
4,500,000	04/01/96	6.800%
4,690,000	10/01/96	6.800%
5,255,000	04/01/97	6.950%
5,335,000	10/01/97	6.950%
5,610,000	04/01/98	7.000%
5,805,000	10/01/98	7.000%

On such date, each of the aforesaid bonds shall become due and payable at a redemption price equal to the principal amount thereof, plus accrued interest thereon to October 1, 1990, together with a premium equal to 3 percent of the principal amount of the bonds. From and after such redemption date, interest shall cease to accrue and be payable on said bonds. The bonds so called for redemption should be presented for payment and redemption at the office of the Kansas State Treasurer, 900 S.W. Jackson, Suite 201, Topeka, KS 66612, on or after October 1, 1990.

Under the provisions of the Interest Dividend Tax Compliance Act of 1983, paying agents making payments of interest or principal on corporate securities or making payments of principal on municipal securities may be obligated to withhold a 20 percent tax remittance to individuals who have failed to furnish the paying agent with a valid taxpayer identification number. Holders of the bonds who wish to avoid the imposition of this tax should submit certified taxpayer identification numbers when presenting their bonds for payment.

Dated August 16, 1990.

City of Kansas City, Kansas By Finance/Budget Director Municipal Office Building One McDowell Plaza 701 N. 7th Kansas City, KS 66101 (913) 573-5270 (Published in the Kansas Register, August 30, 1990.)

Notice of Redemption City of LaCrosse, Kansas Electric and Waterworks System Revenue and Refunding Bonds Series 1980

Notice is hereby given that all of the then outstanding Electric and Waterworks System Revenue and Refunding Bonds, Series 1980, of the city of LaCrosse, Rush County, Kansas, will be redeemed on October 1, 1990, which date is prior to their respective maturities. On said date there will become due and payable upon each of said bonds to be redeemed the principal amount thereof, plus accrued interest to the date of redemption and a premium of 103 percent of the principal amount redeemed. Interest shall cease on any of said bonds as of the date fixed for redemption and payment.

The bonds to be redeemed and paid are numbered

from 164 to 295, inclusive.

Payment of the bonds to be redeemed will be made at the office of the Kansas State Treasurer, Topeka, Kansas, upon presentation and surrender of said bonds.

Dated August 15, 1990.

City of LaCrosse, Rush County, Kansas Clarence Bittel Mayor Sherri Stevens City Clerk

Doc. No. 009652

State of Kansas Department of Transportation Notice to Consulting Engineers

The Kansas Department of Transportation is seeking the services of prequalified consultant engineering firms for the following services on a time and materials plus percentage fee contract. Services will include the performance of construction inspection on projects prescribed by K.D.O.T. on an as-required basis. Consultants will be chosen for each of the six districts. Work will be authorized by work order and charged to authorized K.D.O.T. projects. The minimum call-out time would be for one week's work. The minimum notice will be one week in advance.

Firms expressing interest in these projects must respond in writing and complete the Consulting Engineers Qualification Questionnaire (if not already prequalified) by September 6.

It is the policy of K.D.O.T. to use the following criteria as the basis for selection of engineering consulting firms:

1. Size and professional qualification of firm.

2. Experience of staff.

3. Location of firm with respect to proposed project.

4. Work load of firm.

5. Firm's performance record.

Horace B. Edwards Secretary of Transportation

Department of Transportation

Notice to Contractors

Sealed proposals for the construction of road and bridge work in the following Kansas county will be received at the office of the Chief of Construction and Maintenance, K.D.O.T., Topeka, until 10 a.m. C.D.T. September 20, 1990, and then publicly opened:

District Four—Southeast

Coffey—75-16 K-2613-01—U.S. 75, Rock Creek bridge 19, at Neosho Street, bridge replacement. (Federal Funds)

Proposals will be issued upon request to all prospective bidders who have been prequalified by the Kansas Department of Transportation on the basis of financial condition, available construction equipment, and experience. Also, a statement of unearned contracts (Form No. 284) must be filed. There will be no discrimination against anyone because of race, age, religion, color, sex, handicap, or national origin in the award of contracts.

Each bidder shall file a sworn statement executed by or on behalf of the person, firm, association or corporation submitting the bid, certifying that such person, firm, association or corporation has not, either directly or indirectly, entered into any agreement, participated in any collusion, or otherwise taken any action in restraint of free competitive bidding in connection with the submitted bid. This sworn statement shall be in the form of an affidavit executed and sworn to by the bidder before a person who is authorized by the laws of the state to administer oaths. The required form of the affidavit will be provided by the state to each prospective bidder. Failure to submit the sworn statement as part of the bidapproval package will make the bid nonresponsive and not eligible for award consideration.

Plans and specifications for the projects may be examined at the office of the respective county clerk or at the K.D.O.T. district office responsible for the work.

Horace B. Edwards Secretary of Transportation

Doc. No. 009673

(Published in the Kansas Register, August 30, 1990.)

Summary Notice of Bond Sale \$2,100,000 Unified School District 216 Kearny County, Kansas (Deerfield) General Obligation School Building Bonds (general obligation bonds payable from unlimited ad valorem taxes)

Details of the Sale

Subject to the terms and conditions of the complete official notice of bond sale, dated as of August 13, 1990, prepared by Unified School District 216, Kearny County, Kansas (Deerfield), sealed, written bids shall be received at the school district's offices in Deerfield until 8 p.m. C.D.T. on Monday, September 10, 1990, for the purchase of General Obligation School Building Bonds, Series 1990,

of the school district, which are hereinafter described. All bids shall be publicly opened, read aloud and considered on said date and at said time and shall be immediately thereafter acted upon by the Board of Education of the school district.

The bonds to be sold are in the aggregate principal amount of \$2,100,000. No oral or auction bids for the bonds shall be considered, and no bids for less than the entire amount of the bonds shall be considered.

Bids shall be accepted only on the official bid form that has been prepared for these bonds, which may be obtained from the clerk of the school district of from the school district's financial advisor. Bids may be submitted by mail or may be delivered in person and must be received at the place and no later than the date and time hereinbefore specified. Each bid shall be accompanied by a good faith deposit in the form of a certified or cashier's check drawn on a bank located within the United States and made payable to the order of the school district, and shall be in an amount equal to 2 percent of the principal amount of the bonds.

Details of the Bonds

The bonds shall be issued as fully registered bonds in denominations of \$5,000, or any integral multiple thereof not exceeding the principal amount of the bonds maturing in any year. The bonds shall bear a dated date of September 1, 1990. The bonds shall bear interest, payable as hereinafter set forth, at the rates specified by the successful bidder for the bonds. The bonds shall be subject to redemption prior to their respective maturities as set forth in the official notice of bond sale.

Interest on the bonds shall be payable semiannually on June 1 and December 1 of each year, commencing June 1, 1992, and the bonds shall mature serially on June 1 in each of the years and principal amounts as follows:

Principal Amount	Maturity Date
\$ 65,000	1992
175,000	1993
185,000	1994
195,000	1995
210,000	1996
225,000	1997
235,000	1998
255,000	1999
270,000	2000
285,000	2001

Payment of Principal and Interest

The Kansas State Treasurer shall serve as the bond registrar and paying agent for the bonds, and the principal of the bonds shall be paid upon surrender at the paying agent's principal offices in the city of Topeka, Kansas. Interest shall be paid by the mailing of a check or draft of the paying agent to the registered owners of the bonds.

Security for the Bonds

The bonds and the interest thereon constitute general obligations of the school district, and the full faith, credit and resources of the school district shall be pledged to the payment thereof. The school district shall be obligated to levy ad valorem taxes without limitation as to rate or amount upon all of the taxable tangible property within

the territorial limits of the school district for the purpose of paying the bonds and the interest thereon.

Delivery of the Bonds

The bonds, duly printed, executed and registered, shall be furnished and delivered at the expense of the school district to the successful bidder, or at its direction, on or about Friday, September 28, 1990, at such location in the state of Kansas or Kansas City, Missouri, as may be specified by the successful bidder. Delivery elsewhere shall be made at the expense of the successful bidder.

Legal Opinion

The bonds will be sold subject to the legal opinion of Hinkle, Eberhart & Elkouri, Wichita, Kansas, bond counsel, whose fees will be paid by the school district. Bond counsel's approving legal opinion as to the validity of the bonds will be printed on the bonds and will be delivered to the successful bidder upon delivery of the bonds. (Reference is made to the official notice of bond sale for a discussion of tax exemption and other legal matters.)

Financial Matters

The school district's assessed valuation for the year 1989 is as follows:

Upon issuance, the bonds described herein will constitute the school board's only outstanding bonded indebtedness.

Official Statement

The school district has prepared a preliminary official statement, dated as of August 24, 1990, relating to the bonds, copies of which may be obtained from the school district or the school district's financial advisor. The preliminary official statement is in a form "deemed final" by the school district for the purpose of the Securities and Exchange Commission's Rule 15c2-12(b)(1), but is subject to revision, amendment and completion in the final official statement. Upon the sale of the bonds, the school district shall furnish the successful bidder with a reasonable number of copies of the final official statement, without additional cost, upon request. Copies of the final official statement in excess of a reasonable number may be ordered at the successful bidder's expense.

Additional Information

For additional information regarding the school district, the bonds and the sale, interested parties are invited to request copies of the complete official notice of bond sale and the school district's preliminary official statement and official bid form for the bonds, all of which may be obtained from the undersigned or from the school district's financial advisor, by contacting Steven Shogren or John Haas, Ranson Capital Corporation, 120 S. Market, Suite 450, Wichita, KS 67202, (316) 262-4955.

Unified School District 216 Kearny County, Kansas (Deerfield) By Barbara A. Jones, Clerk Deerfield, KS 67838 (316) 426-8516 (Published in the Kansas Register, August 30, 1990.)

Abbreviated Notice of Bond Sale City of Topeka, Kansas \$8,285,000

General Obligation Bonds, Series 1990-A (Internal Improvement Bonds) (payable from unlimited ad valorem taxes)

Sealed Bids

Subject to the notice of bond sale and preliminary official statement, sealed bids will be received by the city clerk of the city of Topeka, Kansas, on behalf of the governing body at the City Hall, 215 S.E. 7th, Topeka, KS 66603, until 11 a.m. C.D.T. September 11, 1990, for the purchase of \$8,285,000 principal amount of General Obligation Bonds, Series 1990-A (Internal Improvement Bonds). No bid of less than the entire par value of the bonds and accrued interest thereon to the date of delivery will be considered. The governing body of the city will act upon the bids at 7 p.m. on said date.

Bond Details

The bonds will consist of fully registered bonds in the denomination of \$5,000 or any integral multiple thereof. The bonds will be dated September 1, 1990, and will become due serially on September 1 in the years as follows:

Year		Principa
(September 1)	Amount
1991		\$285,000
1992		500,000
1993	The state of the s	500,000
1994		500,000
1995		500,000
1996	and the second second	500,000
1997		500,000
1998		500,000
1999		500,000
2000		500,000
2001		500,000
2002		500,000
2003	The second of the second	500,000
2004		500,000
2005		500,000
2006		500,000
2007		500,000

The bonds will bear interest from the date thereof at rates to be determined when the bonds are sold as hereinafter provided, which interest will be payable semiannually on March 1 and September 1 in each year, beginning March 1, 1991.

Redemption Provisions

Bonds maturing September 1, 1996, and thereafter are subject to optional redemption on September 1, 1995, and thereafter on any interest payment date at the principal amount thereof, plus a premium of 1 percent of the principal amount redeemed, such premium to decline ¹/₄ of 1 percent each interest payment thereafter, plus accrued interest to the redemption date.

Paying Agent and Bond Registrar

Kansas State Treasurer, Topeka, Kansas.

Good Faith Deposit

Each bid shall be accompanied by a cashier's or certified check drawn on a bank located in the United States of (continued)

America in the amount of \$165,700 (2 percent of the principal amount of the bonds).

Delivery

The city will pay for printing the bonds and will deliver the same properly prepared, executed and registered without cost to the successful bidder on or about September 27, 1990, at such bank or trust company in the contiguous United States, as may be specified by the successful bidder.

Assessed Valuation and Indebtedness

The total assessed valuation of the taxable tangible property (including motor vehicles) within the city as certified to the Shawnee County Clerk on August 3, 1990, is \$671,947,947. The total general obligation bonded indebtedness of the city, following the concurrent issuance of the bonds and the city's temporary notes, Series 1990, dated September 1, 1990, in the aggregate principal amount of \$10,380,000, is \$105,775,000. There will be retired out of the proceeds of the bonds herein offered for sale temporary notes in the aggregate principal amount of \$6,648,000.

A description of the city's temporary notes, Series 1990, is set forth within the city's official statement relating to

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14-21-1

14-21-4

14-21-6

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14-23-14

said notes, copies of which may be obtained from the city clerk or the city's financial advisor. In accordance with the financial advisor's agreement with the city, the financial advisor will not be submitting a bid or participating in a group submitting a bid for the purchase of the bonds,

Approval of Bonds

The bonds will be sold subject to the legal opinion of Nichols and Wolfe Chartered, Topeka, Kansas, bond counsel, whose approving legal opinion as to the validity of the bonds will be furnished and paid for by the city, printed on the bonds and delivered to the successful bidder as and when the bonds are delivered.

Additional Information

Additional information regarding the bonds may be obtained from the city clerk, Norma E. Robbins, City Hall, 215 S.E. 7th, Topeka, KS 66603, (913) 295-3940; or from the city's financial advisor, MG McMahon & Co., 4310 Madison Ave., Suite 200, Kansas City, MO 64111, (816) 531-1777, FAX (816) 531-0503.

> City of Topeka, Kansas Norma E. Robbins, City Clerk

Doc. No. 009674

INDEX TO ADMINISTRATIVE REGULATIONS

This index lists in numerical order the new, amended and revoked administrative regulations and the volume and page number of the Kansas Register issue in which more information can be found. This cumulative index supplements the index found in the 1990 Index Supplement to the Kansas Administrative Regulations.

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Amended

Amended

Amended

Amended

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